

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA  
SAVANNAH DIVISION**

CHRISTOPHER J. SHAW, )  
CARLTON KIRKLAND, RASHAD )  
HILL, SETH MOORE, JEROME )  
DAVIS, and MICHAEL GREEN )

Plaintiffs, )

v. )

CV421-039

CHATHAM COUNTY )  
DETENTION CENTER and )  
SHERIFF JOHN WILCHER, )

Defendants. )

**ORDER**

Plaintiffs, six prisoners at the Chatham County Detention Center, have jointly brought this action challenging the conditions of their confinement.<sup>1</sup> Doc. 1. As incarcerated prisoners, the plaintiffs must abide by the requirements of the Prison Litigation Reform Act (PLRA). Pub. L.

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<sup>1</sup> Plaintiffs have styled their complaint as a class action. The plaintiffs have not satisfied the requires for filing a class action. *See* Fed. R. Civ. P. 23. Furthermore, a *pro se* litigant is generally not entitled to proceed on behalf of a class without representation. *Wallace v. Smith*, 145 F. App'x 300, 302 (11th Cir. 2005) (*per curiam*) (affirming district court's dismissal brought by *pro se* litigant proceeding IFP). Therefore, the Court construes the plaintiffs as seeking permissive joinder of their claims. *See* Fed. R. Civ. P. 20.

No. 104-134, 110 Stat. 1321. The Eleventh Circuit has held that the PLRA requirement that “each prisoner pay the full filing fee” precludes permissive joinder of multiple plaintiffs in a single case. *Hubbard v. Haley*, 262 F.3d 1194, 1197–98 (11th Cir. 2001) (*citing* 28 U.S.C. § 1915(b), *cert. denied*, 534 U.S. 1136 (2002)); *see also* *Scott v. Strength*, 2006 WL 2327469 (S.D. Ga. Aug. 8, 2006). Therefore, the Clerk of Court is **DIRECTED** to **SEVER** plaintiffs Kirkland, Hill, Moore, Davis, and Green from this case and to initiate a new civil case for each plaintiff. Each plaintiff is **DIRECTED** to either remit the necessary filing fee or move to proceed *in forma pauperis* within 14 days of the creation of their respective case. The Clerk is further **DIRECTED** to forward to each plaintiff a copy of the Application to Proceed in District Court without Prepaying Fees or Costs (AO240).

**SO ORDERED**, this 10th day of February, 2021.

A handwritten signature in blue ink, reading "Christopher L. Ray", is written over a horizontal line.

CHRISTOPHER L. RAY  
UNITED STATES MAGISTRATE JUDGE  
SOUTHERN DISTRICT OF GEORGIA